# REMARKS

The following issues are outstanding in the pending application:

- Claims 1-8 and 10-30 are rejected under 35 USC 112;
- Claims 1, 2 5, 6, 13-17, 19, 27, 28 and 30 are rejected under 35 USC 103(a);

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• Claims 10, 11 and 18 have been found to be allowable.

#### Claim amendment

The subject matter of claim 18 has been added to independent claims 1 and 27 and claim 18 has been cancelled. Claims 1 and 27 have been amended to overcome the Section 112 rejections. New claim 31 has been added.

## 35 USC § 112

Claims 1-8 and 10-30 have been rejected under 35 USC 112, second paragraph as being indefinite. Claims 1 and 27 have been amended in order to overcome this rejection. New claim 31 has been added to clarify that the intermediate layer can be either part of the film or a separate device.

#### 35 USC § 103

Claims 1, 2 5, 6, 13-17, 19, 27, 28 and 30 have been rejected under 35 USC 103(a) as having subject matter unpatentable over US. Pat. No. 3,593,622 to Sengewalt in view of U.S. Pat. No. 4,517,790 to Kreager and further in view of U.S. Pat. No. 4,221,290 to Bast. Applicant respectfully traverses this rejection.

The allowable subject matter of claim 18 has been added to independent claims 1 and 27. Therefore, Applicant respectfully submits that this rejection has been overcome. If an independent claim is non-obvious under 35 U.S.C. 103, than any claim depending therefrom is by definition non-obvious. Applicant respectfully submits that claims 2 5, 6, 13-17, 19, 28 and 30 depend at least in part from independent amended claims 1 and 27 respectively. Accordingly, Applicant respectfully submits reconsideration and withdrawal of the outstanding rejection of claims 1, 2 5, 6, 13-17, 19, 27, 28 and 30 under 35 USC 103(a) as  $\frac{1}{8}$ 

having subject matter unpatentable over US. Pat. No. 3,593,622 to Sengewalt in view of U.S. Pat. No. 4,517,790 to Kreager and further in view of U.S. Pat. No. 4,221,290 to Bast..

### **CONCLUSION**

In view of the above amendment, applicant believes the pending application is in condition for allowance.

The fee for a one month extension of time is being submitted with this response. If additional fees are due, please charge our Deposit Account No. 06-2375, under Order No. HO-P03099US0 from which the undersigned is authorized to draw.

Dated: July 10, 2007

Respectfully submitted,

By Jan K. Simpson

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